

International Privacy Notice



New Zealand

Effective: August 1, 2016

The Wells Fargo entity with which you and/or your organization have a relationship or otherwise share Personal Data ("**Wells Fargo**") provides this privacy notice ("**Notice**") to describe our practices regarding the collection, storage, use, disclosure and other processing of Personal Data (as defined below). If you or your organization has a relationship or otherwise share Personal Data with a Wells Fargo entity in any country other than New Zealand, a different privacy notice (located at: <https://www.wellsfargo.com/privacy-security>) regarding that Wells Fargo entity's practices will govern those information collection and processing activities.

1. Types of Personal Data Collected

In New Zealand, we have relationships with individuals, corporations and other legal entities. In connection with such relationships, we may collect data about the following individuals: (a) representatives of our customer organizations ("**Customers**"); (b) guarantors of Customers ("**Guarantors**") and representatives of those Guarantors; (c) other individuals connected with Customers and/or Guarantors (collectively "**Individuals**"). The information may include the Individual's:

- **Work contact details:** name, work address, phone number, mobile phone number, email address, and online contact details.
- **Position description:** employer, title, position held, and length of employment.
- **Authentication data:** passport, driver's license, other governmental identification information, home address and telephone number, documents that verify address, date of birth, country of domicile, documents that verify employment, and signature authorization.
- **Financial data:** salary and other income, sources of wealth, assets, financial relationships, and financial transactions.
- **Background check data:** background check information including credit and criminal checks and screening, to the extent required or permitted by local law.

Collectively, the above categories of data constitute "**Personal Data**". We may collect Personal Data directly from Individuals, and/or from Customers, Guarantors, third party risk check service providers, and publicly available sources.

2. Purposes of Collection and Use

The purposes of collection and use of Personal Data are:

- **To perform obligations under our agreements** with Customers, Guarantors and/or Individuals, including providing services, carrying out related business functions, performing data and transaction processing, conducting credit checks on Individuals (including where Individuals are acting as Guarantors), handling inquiries, and managing relationships, we collect and use work contact details, position description, authentication data, financial data, and background check data.
- **To comply with legal obligations and regulations** applicable to Wells Fargo and its Affiliated Entities (defined below) in the United States and any relevant jurisdictions, including but not limited to "know your customer" obligations based on applicable anti-money laundering and anti-terrorism requirements, economic and trade sanctions, customer due diligence, suspicious activity reporting, foreign exchange and international trade, tax reporting and other applicable laws, regulations, ordinances, and obligations, we collect and use work contact details, position description, authentication data, financial data, and background check data.
- **To confirm a person's authority as a representative or agent of a Customer, Guarantor or Individual** with which Wells Fargo or its Affiliated Entities have

entered or intend to enter into various arrangements, including but not limited to guarantee arrangements, deposit contracts, loan contracts, contracts for foreign exchange transactions, contracts for derivative transactions, and letters of credit, we collect and use work contact details, position description, and authentication data.

- **To conduct recordkeeping** and otherwise manage the business, we collect and use work contact details, position description, authentication data, financial data, and background check data.
- **To conduct direct marketing**, including by advising Individuals, Guarantors, and/or Customers of products and services that may be of interest to them, we collect and use work contact details and title.

3. Disclosure of Personal Data

Wells Fargo may disclose Personal Data as follows (in each case to the extent necessary and on a need-to-know basis).

- **Affiliated Entities.** Wells Fargo has affiliated entities operating in the United States and around the world, including the group parent in the United States, Wells Fargo & Company, and Wells Fargo Bank, N.A. (see the most recent Form 10-K at <https://www.sec.gov/Archives/edgar/data/72971/000007297116001045/wfc-12312015xex21.htm> for a list of affiliated entities as of December 31, 2015) ("**Affiliated Entities**") (collectively, Wells Fargo and our Affiliated Entities are the "**Wells Fargo Group**"). Wells Fargo may disclose Personal Data to our Affiliated Entities on a worldwide basis, and such affiliates may use the data, for the purposes described in Section 2.
- **Beneficiaries, counterparties, and other parties related to a transaction.** The Wells Fargo Group may disclose Personal Data to beneficiaries, counterparties, correspondent banks, or other parties related to a transaction on a worldwide basis to provide the services requested by our customers and to comply with legal obligations and regulations.
- **Service providers.** The Wells Fargo Group may disclose Personal Data to information technology providers or other service providers around the world that act under our instructions regarding the processing of such data ("**Data Processors**"). Data Processors will be subject to contractual obligations to implement appropriate technical and organizational security measures to safeguard the Personal Data, and to process Personal Data only as instructed. The Wells Fargo Group may also disclose Personal Data to third party credit reporting bodies (as described in Section 4 below), independent external auditors, insurance providers, or other service providers around the world that may not be acting as a Data Processor. Such service providers will be subject to any necessary contractual obligations regarding the protection and processing of such Personal Data.
- **Legal requirements.** Subject to applicable law, the Wells Fargo Group may disclose Personal Data if required or permitted by applicable law or regulation, including laws and regulations of the United States and other countries, or in the good faith belief that such action is necessary to: (a) comply with a legal obligation or in response to a request from law enforcement or other public authorities wherever the Wells Fargo Group may do business; (b) protect and defend the rights or property of any Wells Fargo Group entity; (c) act in urgent circumstances to protect the personal safety of Individuals, Customers, and contractors/employees of any Wells Fargo Group entity or others; or (d) protect against any legal liability. In addition, the Wells Fargo Group may share Personal Data with U.S. regulators and with other self-regulatory bodies to which we are subject, wherever the Wells Fargo Group may do business.
- **Business transfers, combinations and related activities.** As we develop our business, the Wells Fargo Group might sell, buy, restructure or reorganize businesses or assets. In the event of any actual or proposed sale, merger, reorganization, restructuring, dissolution or any similar event involving our business or assets, Personal Data may be shared with the relevant entity or may be part of the transferred assets.

The recipients of Personal Data identified in this Section 3 may be located in jurisdictions

that may not provide the same level of data protection as your home country. Although it is not practicable to list every country that such recipients may be located in, these countries may include the United States, Hong Kong, India, Japan, the Philippines, Singapore, and the United Kingdom. As needed, we will take steps to establish appropriate data transfer agreements (including agreements based on the EU Model Contractual Clauses with respect to Personal Data from Europe) or otherwise address cross-border data transfer restrictions.

4. Credit Reporting Bodies

Wells Fargo may obtain credit reporting information about Individuals from credit reporting bodies. Credit reporting information includes:

- credit information typically provided to credit reporting bodies by other credit providers and relating primarily to an Individual's dealings with such credit providers, including applications for credit, payment information, and default information; and
- credit worthiness information about Individuals that credit reporting bodies derive from the information above, such as credit scores, risk ratings and other evaluations.

Wells Fargo may also disclose an Individual's Personal Data (including credit information relating to that Individual's dealings with us) to credit reporting bodies. Those credit reporting bodies may include such Personal Data in reports that they provide to other credit providers to assist them to assess the Individual's credit worthiness. Some examples include: (a) providing Personal Data about the Individual's application for credit when obtaining credit reporting information for the purposes of assessing that application; or (b) if the Individual fails to meet payment obligations to us, or if the Individual commits a serious credit infringement in relation to credit provided by us, we may be entitled to disclose this information to credit reporting bodies.

Wells Fargo discloses credit information to the following credit reporting bodies:

Veda Advantage (NZ) Limited

<http://www.veda.co.nz>

Level 8, 22 Fanshawe Street

Auckland 1010

New Zealand

These credit reporting bodies are each required to have a policy that explains how they will manage credit-related Personal Data. Please visit their websites and follow the "Privacy" links to review their privacy policies, or contact them directly for further information.

Individuals have the right to request these credit reporting bodies to exclude credit reporting information from: (a) being used by such bodies in connection with pre-screening for direct marketing requested by a credit provider; and (b) any permissible direct marketing activities Wells Fargo may request such bodies to perform. Individuals should contact each relevant credit reporting body directly if they wish to request this.

Individuals also have the right to request credit reporting bodies not to use or disclose their credit reporting information if they believe that they have been, or are likely to be, the victim of fraud (for example, they suspect someone is using their identity details to apply for credit). Individuals must contact the credit reporting bodies directly should this be the case.

5. Consents

To the extent that consent is required by applicable law and our collection, use, disclosure, or other processing of Personal Data is not otherwise permitted by applicable law, by providing Personal Data to the Wells Fargo Group or authorizing Customers or Guarantors to provide such data to us, Individuals consent to the collection, use,

disclosure (including cross-border transfer), and other processing of Personal Data as described in this Notice.

Individuals may revoke consent at any time by notifying us at the address provided in Section 9 of this Notice. Prior uses and disclosures will not be affected (unless required by applicable law), and we may otherwise continue to process Personal Data as permitted or required by law.

Customers, Guarantors, and Individuals expressly agree to waive the bank secrecy or confidentiality laws and obligations, if any, of the country or countries where they and the accounts are located to the extent permitted by applicable law.

6. Information Management and Security Control Measures

Wells Fargo will take appropriate measures so that Personal Data can be kept accurate and up-to-date, and such measures will be in accordance with the applicable security requirements. In an effort to prevent the loss, misuse, unauthorized access, disclosure, alteration or destruction of Personal Data, Wells Fargo will take appropriate legal, organizational and technical measures to protect Personal Data. We will keep Personal Data no longer than necessary to fulfil the purposes outlined in this Notice and have implemented appropriate record retention policies.

While registering with our website, mobile applications, or social media features (each, a "**Site**"), we may provide you with a unique identification and password for accessing our products and services. We encourage you to choose your password wisely such that no intruder or third party can obtain any unauthorized access to the Site. We also encourage you to keep your password confidential and not have any written or other record of the password that can be accessible by an intruder or third party.

7. Access and Correction, Choice for Marketing Materials, and Other Legal Rights

- **Access and Correction.** Individuals have the right to access and correct any Personal Data held about them. Requests to access or correct any Personal Data held about an Individual must be submitted by the Individual in writing to the address listed in the Customer Inquiries section below. After we have verified the Individual's identity, we will endeavour to provide the information and take the other actions requested as specified by local law, and, where permitted by law, we may charge an appropriate fee to cover the costs of responding to the request. In addition, an overview of all entities involved in the processing of Personal Data, including data processors and the countries where being processed, are available upon request.
- **Choice for Marketing Materials.** If you have consented to receive direct marketing materials and no longer want to receive such materials from Wells Fargo, please follow the "unsubscribe" instructions provided in those communications. We will comply with your request within a reasonable period of time after receiving it.
- **Other Legal Rights.** Individuals may have other rights under the laws applicable to our collection of Personal Data, such as the deletion of their Personal Data. Contact us in writing with requests to exercise such rights at the address listed in the Customer Inquiries section below and we will honor such rights in accordance with law. The provision of Personal Data is voluntary. However, if you do not provide any requested Personal Data we will not be able to enter into new relationships, or continue existing relationships, with Individuals, Guarantors, and/or Customers.

8. Complaints

Individuals have a right to make a complaint if they think we have breached this Notice or any applicable privacy law in handling their Personal Data. If you would like to make a complaint, please submit your complaint in writing to the contact details below most applicable to your location. We will respond to a written complaint within 30 days. If you are not happy with our response, you may be able to pursue your complaint with your local regulator.

9. Inquiries

Please direct all requests relating to access, correction, and other legal rights regarding Personal Data, or any questions regarding this Notice to:

APAC Data Privacy Officer
27th Floor, 3 Pacific Place
1 Queens Road East, Admiralty
Hong Kong
privacy.apac@wellsfargo.com
Telephone: (852) 3650-8000

Your comments are valuable to us and we assure you that we will do our best to address them.

10. Modifications

This Notice may be modified as a result of amendments to the law or regulations or due to other reasons. In such case, an amended Notice will be posted on our website at www.wellsfargo.com/assets/pdf/personal/privacy-security/new-zealand-customer-privacy-notice-english.pdf. The page providing the Notice shall contain a date as to when the Notice was last updated.

Acknowledgement and Consent

By signing in the appropriate space below (or clicking the accept button if acknowledged electronically), the Customer confirms and agrees that:

- (a) the Customer consents to the collection, use, processing, storage, and transfer of Personal Data in accordance with the terms and conditions contained in the Notice;
- (b) to the extent the Customer provides Wells Fargo with the Personal Data of any other Individuals, it has informed such individuals about Wells Fargo's data privacy practices by providing them with a copy of the Notice (located at: www.wellsfargo.com/assets/pdf/personal/privacy-security/new-zealand-customer-privacy-notice-english.pdf) and has obtained any and all requisite consents from such Individuals necessary to permit the activities described in the Notice; and
- (d) the Notice supersedes any prior notice on this subject and shall cover all Personal Data collected or maintained by Wells Fargo in connection with its relationship with the Customer.

Customer Name: _____

By: _____

Signatory Name: _____

Title: _____

Date: _____